

90th Legislative Session – 2015

Committee: Senate Commerce and Energy

Tuesday, March 03, 2015

P - Present
E - Excused
A - Absent

Roll Call

P Bradford
P Haggar (Jenna)
P Lederman
P Novstrup (David)
P Sutton
P Greenfield (Brock), Vice-Chair
P Curd, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Blake Curd, Chair.

MOTION: TO APPROVE THE MINUTES OF 2/24/15

Moved by: Lederman
Second by: Haggar (Jenna)
Action: Prevailed by voice vote.

Proponents: Aaron Scheibe, Governor's Office of Economics

MOTION: SENATE ADVISE AND CONSENT TO THE REAPPOINTMENT OF DAVID R. EMERY OF PENNINGTON COUNTY, RAPID CITY, SOUTH DAKOTA, TO THE SOUTH DAKOTA ELLSWORTH DEVELOPMENT AUTHORITY

Moved by: Haggar (Jenna)
Second by: Lederman
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Haggar (Jenna), Lederman, Novstrup (David), Sutton, Greenfield (Brock), Curd

MOTION: PLACE ON CONSENT CALENDAR.

Moved by: Haggar (Jenna)
Second by: Novstrup (David)
Action: Prevailed by voice vote.

Proponents: Matt Michels, South Dakota Lieutenant Governor

MOTION: SENATE ADVISE AND CONSENT TO THE REAPPOINTMENT OF PAT COSTELLO OF LINCOLN COUNTY, SIOUX FALLS, SOUTH DAKOTA, TO THE POSITION OF COMMISSIONER OF THE GOVERNOR'S OFFICE OF ECONOMIC DEVELOPMENT

Moved by: Greenfield (Brock)
Second by: Haggar (Jenna)
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Haggar (Jenna), Lederman, Novstrup (David), Sutton, Greenfield (Brock), Curd

MOTION: PLACE ON CONSENT CALENDAR.

Moved by: Greenfield (Brock)
Second by: Lederman
Action: Prevailed by voice vote.

Proponents: Matt Michels, South Dakota Lieutenant Governor

MOTION: SENATE ADVISE AND CONSENT TO THE REAPPOINTMENT OF MARCIA HULTMAN OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF LABOR

Moved by: Greenfield (Brock)
Second by: Haggar (Jenna)
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Bradford, Haggar (Jenna), Lederman, Novstrup (David), Sutton, Greenfield (Brock), Curd

MOTION: PLACE ON CONSENT CALENDAR.

Moved by: Novstrup (David)
Second by: Lederman
Action: Prevailed by voice vote.

HB 1103: revise certain provisions relating to comparative negligence.

Presented by: Senator Arthur Rusch (Handout: 1)

Proponents: Representative Timothy Johns

John Delaney, self

Representative Mike Stevens

Rex Hagg, self

Roger Tellinghuisen, SD Trial Lawyers Association (Handout: 2)

Opponents: Ed Evans, South Dakota Insurance Alliance

Bill Fuller, South Dakota Insurance Alliance

David Owen, South Dakota Chamber Of Commerce & Industry

Brian Bowker, Northwest GF Mutual Insurance Company

Justin Smith, Sioux Falls Area Chamber Of Commerce

Mike Shaw, Property Casualty Insurers Association of America (Handout: 3)

Dick Tieszen, Associated School Boards of South Dakota

Jason Glodt, De Smet Farm Mutual Insurance Company Of SD

Jerry Diamond, Independent Insurance Agents Of South Dakota

Darla Pollman Rogers, South Dakota Association Of Healthcare Organizations

Justin Bell, South Dakota State Medical Association

Craig Matson, State Farm Insurance Companies

Tim Dougherty, South Dakota Trucking Association

Deb Mortenson, Associated General Contractors Of South Dakota

MOTION: DEFER HB 1103 TO THE 41ST LEGISLATIVE DAY

Moved by: Greenfield (Brock)

Second by: Haggar (Jenna)

Action: Failed by roll call vote. (3-4-0-0)

Voting Yes: Bradford, Haggar (Jenna), Greenfield (Brock)

Voting No: Lederman, Novstrup (David), Sutton, Curd

MOTION: DO PASS HB 1103

Moved by: Sutton

Second by: Lederman

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION AMEND HB 1103

1103rc

On page 1, line 8, of the printed bill, delete "or the".

On page 1, line 9, delete everything before "but" .

Moved by: Greenfield (Brock)
Second by: Haggar (Jenna)
Action: Prevailed by roll call vote. (6-1-0-0)

Voting Yes: Bradford, Haggar (Jenna), Lederman, Sutton, Greenfield (Brock), Curd

Voting No: Novstrup (David)

MOTION: DO PASS HB 1103 AS AMENDED

Moved by: Sutton
Second by: Lederman
Action: Prevailed by roll call vote. (4-3-0-0)

Voting Yes: Lederman, Novstrup (David), Sutton, Curd

Voting No: Bradford, Haggar (Jenna), Greenfield (Brock)

THE CHAIR DEFERRED HB 1209 UNTIL 3/5/15

THE CHAIR DEFERRED HB 1107 UNTIL 3/5/15

THE CHAIR DEFERRED HB 1235 UNTIL 3/5/15

MOTION: ADJOURN

Moved by: Lederman
Second by: Haggar (Jenna)
Action: Prevailed by voice vote.

Anna Wempe
Committee Secretary

R. Blake Curd, Chair